GPN-J-332-ARHCB-8_94-13,10,500-ALA4.
SPL.H.C.A.S.C.D. 79e.

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE.
CRIMINAL APPLICATION NO. 1127 OF 2005

The State of Maharashtra ...Applicant

versus

Baban Abaji Katkar & ors ...Respondent.

Office Notes, Office Memorada orders or directions and Registrar's orders.

Court's or Judge's Orders.

Mrs. P.H.Kantharia APP for State

CORAM; V.G. PALSHIKAR &
SMT. NISHITA MHATRE, JJ.

DTAED; 26TH APRIL, 2005.

P.C.

1. This application is directed for grant of leave against the order of acquittal. The acquittal is based on the evidence of doctor, according to whom, such death can occur naturally also. In view of this factual position, where two views from the evidence are available and possible, taking of a view consistent with the acquittal of the accused is not an error of law. Hence leave rejected.

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